

1
2
3
4
5
6
7
8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
10

11 STACY LYN GARCIA) Case No.: 1:21-cv-0350 JLT
12 Plaintiff,)
13 v.) **ORDER DIRECTING PLAINTIFF TO FILE AN**
14 ANDREW SAUL,) **AMENDED MOTION TO PROCEED IN FORMA**
15 Commissioner of Social Security,) **PAUPERIS**
16 Defendant.)

17 Stacy Lyn Garcia seeks to proceed *in forma pauperis* in this action for judicial review of the
18 administrative decision denying an application for Social Security benefits. (Doc. 2) The Court may
19 authorize the commencement of an action without prepayment of fees “by a person who submits an
20 affidavit that includes a statement of all assets such person . . . possesses [and] that the person is
21 unable to pay such fees or give security therefor.” 28 U.S.C. § 1915(a). Plaintiff completed an
22 application and affidavit on January 10, 2021. (Doc. 2) However, the information provided is
23 insufficient to determine whether Plaintiff satisfies the requirements of 28 U.S.C. § 1915(a).

24 According to her application, Plaintiff is unemployed and does not have any cash or money in
25 a bank account. (Doc. 2 at 1-2) However, Plaintiff also indicates that her spouses’ annual salary is
26 \$38,620. (*Id.* at 2) Plaintiff does not identify any dependents or provide any information regarding
27 their rent or mortgage, or other monthly costs of living, such that the Court may determine whether she
28 is able to pay the filing fee in the action. Therefore, Plaintiff is **ORDERED** to file, within twenty-one

1 days of this order, an application that includes additional information regarding her costs of living.
2 Upon receipt of this information, the Court will resume consideration of Plaintiff's motion to proceed
3 *in forma pauperis*. Plaintiff is warned that failure to comply with this order may result in denial of the
4 application to proceed *in forma pauperis*.

5
6 IT IS SO ORDERED.

7 Dated: March 9, 2021

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE